



OPPORTUNITIES FROM CHINA'S ACCESSION TO THE WTO

Alabama

The U.S.-China Bilateral Agreement on China's accession to the WTO opens an important market to Alabama's exports, benefitting key industries and creating export and employment opportunities. The importance of exports to China and the benefits of the Agreement for Alabama and its key industries are outlined below.

State Export Profile

Alabama's merchandise exports to China totaled \$52 million in 1998.

China ranked as Alabama's 16th largest export destination.

Alabama's exports to China are becoming more diversified with exports to China in 25 different product groups in 1998, up from 15 sectors in 1993.

Alabama's exports to China in 1998 included those from two Alabama metro areas—Huntsville (\$4.3 million) and Mobile (\$6.1 million)—an increase of 1,782 percent since 1993.

Sector Snapshot

U.S. farmers no longer will have to compete with export subsidies on China's agricultural products. China also has agreed to eliminate sanitary and phytosanitary barriers that are not based on sound scientific evidence, such as the restrictions on imports of meat and poultry. In addition, exporters will benefit from broadening the right to import and distribute imported products in China and from tariff cuts on a wide range of products including poultry meat and beef. China also will end its import monopoly for bulk commodities and establish large low duty tariff-rate quotas for cotton and soybean oil. Soybean oil will be totally removed from state trading in six years.

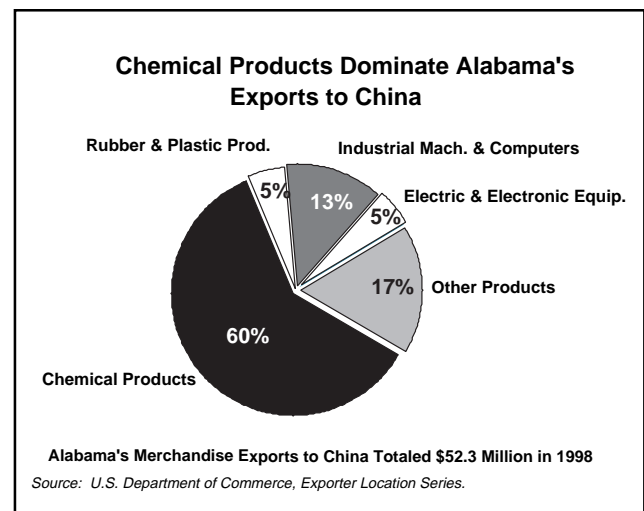
As a result of the Agreement, Alabama's key export sectors benefit from reduced tariffs in China, strong intellectual property protection and improved trade rules protecting U.S. industries against unfair trade practices and removing burdensome obstacles, including:

- Tariff elimination for information technology products; furniture. Major reductions for synthetic yarn, wood products, pumps and compressors, paper, scientific and measuring instruments, medical equipment, construction equipment, power

generation equipment, specialized machinery, glass fibers, prefabricated buildings, aluminum products, agricultural equipment including husbandry equipment, and recorded media.

- Low tariffs for most chemicals at WTO harmonization rates, including insecticides.
- Elimination of import restrictions for products such as construction and medical equipment and specialized machinery.

The agreement will open the market for a wide range of services, including telecommunications, banking, insurance, financial, professional, hotel, restaurant, tourism, motion pictures, video distribution, software entertainment distribution, periodicals distribution, business, computer, environmental, and distribution and related services.



Key Industry Benefits

Chemicals

This sector includes chemicals and chemical products such as cosmetics, pharmaceuticals, agricultural chemicals, resins, and plastics. China will reduce average tariffs on chemicals by more than half to an average rate of 6.9 percent by January 1, 2005. All priority U.S. chemical exports, as well as all products in the Chemical Tariff Harmonization Agreement of the Uruguay Round (CTHA) are included in the tariff reductions. In addition, China will eliminate all quotas on chemical products by 2002. Trading rights will be phased in over three years from accession for most chemical products. China will not apply or enforce export performance or local content requirements as a condition for importation or investment approval. China has agreed to apply tariffs uniformly and all taxes equally to domestic and foreign chemical product businesses. This will alleviate the uncertainty associated with China's inconsistent application, refund, and waivers of its 17 percent value added tax.

Synthetic Yarn, Tow and Fibers

China will reduce its tariffs on synthetic yarn from 72 percent to an average of 5 percent by January 1, 2004. Quotas and licenses on polyester yarn will be phased out by 2001 with an initial quota level of .529 million metric tons. Quotas and licenses on synthetic filament tow will be phased out by 2001 with an initial quota level of .113 million metric tons. Quotas and licenses on synthetic staple fibers will be phased out by 2001 with an initial level of .852 million metric tons. All quota levels will grow 15 percent annually until eliminated. Trading and distribution rights for synthetic yarn will be phased in over three years. China will not apply or enforce export performance or local content requirements as a condition for importation or investment approval. China has agreed to apply tariffs uniformly and all taxes equally to domestic and foreign synthetic yarn businesses. This will alleviate the uncertainty associated with China's inconsistent application, refund, and waivers of its 17 percent value added tax.

Construction Equipment

China will reduce average tariffs on construction equipment by more than half to an average rate of 6.3 percent by January 1, 2004. Within four years of its accession to the WTO, China will eliminate its tendering requirements for non-government purchases of construction equipment. Trading and distribution rights for construction equipment will be phased in over a three-year period. China will not apply or enforce export performance or local content requirements as a condition for importation or investment approval. China has agreed to apply tariffs uniformly and all taxes equally to domestic and foreign construction equipment businesses. This will alleviate the uncertainty associated

with China's inconsistent application, refund, and waivers of its 17 percent value added tax.

Paper

China will reduce its tariffs on paper and paper products to an average of 5.4 percent. Reductions will begin upon accession and will be fully implemented by January 1, 2005 in annual cuts with significant initial tariff cuts on priority paper products. Tariffs on U.S. priority paper products will reach 2 percent or 5 percent by 2004. If WTO members agree to and adopt the forest products sectoral initiative that originated in APEC, China has committed to join this initiative and eliminate its tariffs on paper and other forest products. For paper products, China has agreed to provide treatment to the United States on par with China's preferential programs for other countries. China has agreed to apply tariffs uniformly and all taxes equally to domestic and foreign paper businesses. This will alleviate the uncertainty associated with China's inconsistent application, refund, and waivers of its 17 percent value added tax. Trading and distribution rights for paper products will be phased in over three years.

Wood Products

Spurred by the elimination of certain tariffs on logs and lumber in the 1990s, China has emerged as the world's third largest wood importer. U.S. value-added wood exports to China are at record levels. China will reduce tariffs on wood and wood products to an average of 4.6 percent by January 1, 2004. Tariffs on plywood will drop from 15 percent to 4 percent. Existing tariffs set at 18 percent on particleboard, oriented strandboard, doors, windows, and flooring will drop to 4 percent, and fiberboard tariffs, currently ranging from 12 to 18 percent, will drop to 4 to 7.5 percent. If WTO members agree to and adopt the forest products sectoral initiative that originated in APEC, China has agreed to join this initiative and eliminate its tariffs on wood and other forest products. For wood products, China has agreed to provide treatment to the United States on par with China's preferential programs for other countries. Trading and distribution rights for wood and wood products will be phased in over three years. China has also agreed to eliminate sanitary and phytosanitary barriers that are not based on sound science. Also, China has committed not to impose import quotas on wood and wood products.

Beef

China currently imports very little beef, but income growth and rising demand from urban centers are expected to result in significantly increased demand for imports. Under its WTO accession agreement, China will lower its tariff from 45 percent to 12 percent on frozen beef and from 45 percent to 25 percent on chilled beef by 2004. Tariffs on variety

meats will be lowered from 20 percent to 12 percent. There will be no quantity limits at these tariff levels. As a result of the 1999 U.S.-China Agreement on Agricultural Cooperation, China agreed to accept all beef from the United States that is accompanied by a USDA certificate of wholesomeness.

Cotton

China is the world's largest consumer and producer of cotton, and one of the largest overseas markets for U.S. cotton. Under its WTO accession agreement, China will establish a tariff-rate quota (TRQ) on cotton of 743,000 metric tons, which will grow to 894,000 metric tons by 2004. Imports under the TRQ will be charged a nominal 1 percent tariff and private traders will be permitted to handle two-thirds of imports under the TRQ. In calendar year 1999, China imported 46,000 metric tons of cotton from all countries. China's commitment to end export subsidies will reduce its price competitiveness in other markets.

Poultry Meat

With imports accounting for 12 percent of total consumption, China is already the second leading market for U.S. poultry meat exports. Under its WTO accession agreement, China will cut its tariff in half (from 20 percent to 10 percent) by 2004 for frozen poultry meat cuts. There will be no quantity limits at these tariff levels. As a result of the 1999 U.S.-China Agreement on Agricultural Cooperation, China agreed to accept all poultry meat from the United States that is certified wholesome by USDA.

Soybeans and Products

China is the world's largest growth market for soybeans and products, and has taken important steps under its WTO accession agreement to open its market to these products. Tariffs will be bound at a low 3 percent on soybeans and 5 percent on soybean meal

with no quota limits. For soybean oil, the tariff will drop to 9 percent, and the tariff-rate quota and state trading will be eliminated by 2006.

Trade Stories

SIRSI (Huntsville) is a manufacturer of software for public and private libraries. They have sold systems to three Chinese universities—two in 1999 and one already in 2000. This year it is estimated that the company will export 20 percent of its product, and one percent of this total will be to China. SIRSI plans to sell more systems in China, especially when China is a member of the WTO and enforces the rules in the Agreement on Trade-Related Aspects of Intellectual Property.

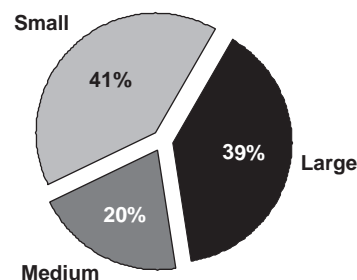
ITEC (Huntsville) is a worldwide supplier of telecommunications equipment. ITEC's core products include digital wireless systems for fixed lines and line multiplexers which can take a single line and connect up to 12 services. In rural China, few villages have even one phone, let alone phones in individual households. ITEC offers telecommunications solutions for lower density areas such as those found in Chinese rural villages. The firm employs approximately 100 people and markets its products to countries all over the world, obtaining 60 percent of its revenues from exports. Harry Barker, vice president of international sales, believes ITEC could double its revenues if it pursued the Chinese market since China's five-year plan currently calls for millions of new lines per year. Although it would like to take advantage of the ripe market in China, it is reluctant to sell its products in China because of concerns with protection of intellectual property rights. However, if China were to join the WTO and be obligated to enforce the terms of the segment on Trade-Related Aspects of Intellectual Property, then ITEC would definitely pursue China as an export market.

ROLE OF SMEs IN EXPORTS TO CHINA

Small and medium-sized enterprises (SMEs) are responsible for a growing share of U.S. exports to China.

- In 1997, SMEs generated 35 percent—more than one-third—of all U.S. merchandise exports to China. This figure is up significantly from a 28 percent share in 1992.
- The 35 percent SME share of the China market in 1997 was higher than the SME share of overall U.S. merchandise exports (31 percent) in that year.
- Over 60 percent of all firms exporting from Alabama to China in 1997 were small or medium-sized enterprises (fewer than 500 employees).

Small & Medium-Sized Companies Account for 61 Percent Of All Firms Exporting From Alabama to China



74 companies exported merchandise from Alabama to China in 1997

Definitions: small = fewer than 100 employees; medium = 100–499 employees; large = 500 or more employees. Source: 1997 Exporter Data Base, U.S. Department of Commerce.

Overview of China WTO Accession Benefits to the United States

The Agreement is a one-way deal that will open China's now largely closed market to U.S. exports. By enacting Permanent Normal Trade Relations (PNTR), the United States is merely maintaining the market access policies it already applies to China. If Congress enacts PNTR, the agreement is expected to provide a substantial boost for U.S. exports. If Congress fails to pass PNTR, American companies, workers and farmers will be denied the great bulk of benefits of the agreement the United States already negotiated—including broad new market access for critical services such as telecommunications and distribution, strong import protections, and the right to enforce China's commitments through WTO dispute settlement. Failure to enact PNTR means fewer U.S. exports to China. U.S. competitors in Europe, Asia and elsewhere will gain market share at the expense of U.S. exporters as these countries will enjoy the full benefits of China's market opening WTO commitments.

Deep cuts for tariffs in manufactured products sectors¹ affecting most U.S. exports—averaging an across-the-board 60 percent cut in tariffs for industrial products. Important gains include a 62.5 percent cut in tariffs for pulp, paper and printed material and elimination of tariffs for information technology products including electronics, telecommunications equipment, and computer equipment.

Tariff bindings for every sector. U.S. industries gain greater certainty of access with China's commitment not to raise tariffs on any products above the negotiated ceiling (bound) rates.

Huge reduction in paperwork costs—a boon to smaller exporters. Simplification, harmonization of customs procedures and licensing will slash costs of processing export orders.

Elimination of quotas and non-automatic licenses for all manufactured products by year 2005. Only a handful of quotas will remain after year 2003. While quotas are being phased out, the quota level will be higher than our current export levels and will increase by 15 percent each year until the quota is eliminated.

By joining the WTO, China is committing to establish a tariff-only import regime for **agricultural products**; all non-tariff barriers will be eliminated. Any other measure, such as inspection, testing, and domestic taxes, must be applied in a manner that is consistent with WTO rules requiring a transparent and nondiscriminatory system. All health-related restrictions must be based on sound science.

China also committed to implementing **agriculture tariff-rate quotas (TRQs)** on economic rather than political criteria. These commitments are designed to ensure a transparent and consistent system for allocating shares of the TRQ to end users and provisions to

ensure that quota-holders are not impeded in utilizing their allocations.

China has committed not to use **export subsidies** for agricultural products when it joins the WTO. This commitment is particularly useful for China's potential exports of corn, rice, and cotton, which in the past have displaced U.S. product from third-country markets.

Bilaterally, China agreed to the terms for removal of scientifically unjustified restrictions on importation of U.S. **wheat and other grains, citrus and meat.**

Foreign exchange balancing requirements—which link a company's level of imports to its level of exports—will be eliminated upon accession. This allows U.S. companies to make market-driven decisions about what to import and export instead of decisions driven by the Chinese government.

Local currency banking will be allowed starting with foreign clients upon accession, followed by Chinese enterprises two years after accession and Chinese individuals five years after accession. Foreign currency business will be allowed without geographic restrictions upon accession. China currently limits foreign banks to foreign currency business in selected cities.

Foreign securities firms may currently only trade in a limited number of stocks designated for foreign investors and then only via shared commissions. Upon accession, China will allow foreign firms to trade these shares with no Chinese intermediary. By three years after accession, foreign entities may establish securities joint ventures (JVs) with a minority equity share for foreign investors to underwrite all shares and corporate and government debt, and trade all these securities except those equity shares restricted to Chinese investors. Also upon accession, foreign entities may establish minority JVs to manage assets of all sorts.

Insurance licenses will be granted on a prudential basis, without numerical restrictions or discretionary economic needs tests. China currently only allows selected foreign companies (including four U.S. companies) to operate in China on a limited basis in only two cities.

Majority equity share for foreign non-life insurance entities will be permitted upon China's accession. Wholly owned subsidiaries will be allowed two years after accession. Life insurance joint ventures will be permitted at 50 percent equity share upon accession.

Easier access to and more control of distribution systems in China allowing U.S. companies to operate commission agents' services, franchising services, wholesaling, retailing and direct sales of their own products in three years post accession for almost all products.

Foreign companies will also be permitted greater control and access to other services related to distribution, including maintenance and repair, rental and leasing, advertising, technical testing and freight inspection, packaging, courier, storage and warehousing, and freight forwarding agency services.

The right to trade (import and export) will be permitted for almost all products within three years of accession. Currently, the right to trade is strictly limited; only companies that receive specific authorization or who import goods to be used in production have such rights.

Telecommunications services are currently not permitted to be supplied by foreigners in China. However, with its accession, China has agreed to allow foreign participation for both value-added and basic services. China has also agreed to undertake all the obligations contained in the WTO Reference Paper on pro-competitive regulatory principles. Telecom services which foreigners can supply under the Agreement include e-mail, voice mail, online information and database retrieval, facsimile, paging, cellular, and internet services via any technology including satellites.

Professional service providers will now be permitted to operate in China and receive national treatment for accounting, auditing, bookkeeping, management consulting, legal, tax consulting, architectural, engineering, and computer services.

The elimination of local content requirements will result in better access for U.S. exports and eliminate unfair incentives or requirements to use domestic goods.

U.S. exports and investments will be free from government-imposed conditions such as technology transfer, research and development in China, and offsets. Upon China's accession, such conditions may only be negotiated between the parties to a contract and not imposed or enforced by the government.

U.S. companies can sell their products in China and not be forced to export a certain percentage back to the United States or elsewhere. This eliminates the non-market incentive to use China as an export platform.

State-owned and state-invested enterprises will be required to buy and sell based on commercial considerations, making the purchase process more market-driven and transparent for U.S. companies and will provide new sales opportunities to U.S. firms.

China has agreed to establish **judicial review** procedures for the prompt review of all administrative actions relating to the implementation of laws, regulations, judicial decisions and administrative rulings related to its WTO obligations. The tribunals will be independent of the agencies entrusted with administrative enforcement.

Greatly improved enforcement of China's commitments through the WTO dispute settlement process. The United States will now have allies in other WTO members to address violations of international trade norms.

Current U.S. practice of using a special, non-market economy methodology when calculating dumping margins in **antidumping investigations** involving imports from China will remain in effect for 15 years. Chinese industries will continue to have the burden of proving to the U.S. government that market economy conditions prevail in their industry to avoid application of this methodology.

China will apply its trade-related laws **uniformly** throughout all of China including land and seaports.

China will be required to apply equally the value-added tax (currently at 17 percent for most products) to domestic goods as well as imports under the WTO **national treatment** provisions.

The United States will have access to a **product-specific safeguard mechanism** for 12 years which will allow the U.S. to address more easily any rapidly increasing Chinese imports in a targeted fashion in cases of actual or threatened market disruption to a U.S. industry.

China has agreed to incorporate into the WTO a **textile-specific safeguard** drawn from the U.S.-China Bilateral Textile Agreement.

¹For more information on tariff reductions, see tariff summary table.

ADDITIONAL INFORMATION AND ASSISTANCE

The reports for each of the 50 states are available at www.chinapntr.gov, as well as supplemental information on the benefits of China's membership in the World Trade Organization for U.S. industry and agriculture. Additional information on agricultural products is available from www.fas.usda.gov and speeches and testimony are provided on www.ustr.gov.

For counseling and assistance regarding exporting to China, call the Trade Information Center at 1-800-USA TRAD(E) or the Agriculture FAS Trade Assistance Office at 202-720-7420.

To discuss problems you are experiencing in exporting to China or a Chinese trade barrier you are encountering that is limiting your ability to export, please contact the Commerce Department's Trade Compliance Center. The fastest means to contact the Trade Compliance Center is the internet at <http://www.mac.doc.gov/tcc>. It can be reached also via e-mail (tcc@ita.doc.gov), fax (202-482-6097), or phone (202-482-1191).

Key Industry Tariff Reductions Resulting from the Agreement

Product Description	Average Base Rate ¹	Average End Rate ²	Percent Change	Product Description	Average Base Rate ¹	Average End Rate ²	Percent Change
Agriculture equipment	11.5	5.7	50.4	Nonferrous metals	9.3	6.6	29.0
Auto parts	23.4	10.0	57.2	Aluminum	14.2	9.4	34.0
Beer	70.0	0	100.0	Oil and fuel	7.4	4.9	33.7
Building materials	16.4	14.1	14.0	Paper and printing machinery	14.3	10.8	24.5
Glass fibers	16.0	7.0	56.2	Photographic equipment	19.4	14.7	24.2
Chemicals	11.1	6.9	37.8	Power generation equipment	13.4	8.5	36.6
Cosmetics	29.3	11.9	59.3	including batteries	13.8	11.0	20.0
Fertilizers	5.0	4.0	20.0	Precious metals	22.0	10.0	54.5
Pharmaceuticals	9.6	4.2	56.2	Prefabricated buildings	14.4	5.4	62.5
Soda ash	9.0	5.5	38.8	Pulp, paper and printed material	5.7	4.4	22.8
Civil aircraft	14.7	8.1	44.9	Railway equipment	10.0	6.8	32.0
Compressors and pumps	15.5	9.0	41.9	Recorded media	14.5	11.4	21.4
Construction equipment	13.6	6.3	53.7	Rubber products	15.7	7.7	50.9
Distilled spirits	60.8	34.2	44.0	Rubber- and plastic-working machinery	12.1	6.1	49.6
Engines	12.4	7.9	36.2	Scientific and measuring equipment	31.2	24.7	20.8
Environmental technologies equipment	13.4	6.9	48.5	Small household appliances	17.4	12.4	28.7
Fish	20.5	11.4	44.3	Special purpose vehicles	14.0	8.4	40.0
Food processing machinery	13.5	9.8	27.4	Specialized machinery	10.3	6.1	40.7
Footwear	25.0	20.8	16.8	Steel	24.0	17.2	28.3
Footwear machinery	11.5	8.4	26.9	Telecommunications equipment not covered under ITA ⁴	13.5	2.5	81.4
Furniture	22.0	0	100.0	Optical fibers	27.1	11.7	56.8
Heavy machinery	14.5	7.8	46.2	Textiles and apparel	18.1	5.0	72.3
Husbandry machinery	10.3	7.3	29.1	Synthetic yarn	23.0	0	100.0
HVAC ³	24.3	15.2	37.4	Toys	13.8	10.0	27.5
Information technology covered under ITA ⁴	13.5	0	100.0	Trailers	31.5	18.5	41.2
Laboratory machinery	12.9	10.2	20.9	Trucks	23.0	13.6	40.8
Leather	18.7	16.2	13.3	Vending machines	14.8	9.8	33.7
Machinery parts	8.1	4.7	41.9	Welding machines	12.5	4.6	63.2
Medical equipment	9.9	4.4	55.5	Wood			
Metalworking machinery	15.1	11.4	24.5				
Molds	10.2	7.3	28.4				
Motorcycles	58.3	41.7	28.5				
Motor vehicles	75.9	23.6	68.9				
Passenger motor vehicles	84.1	25.0	70.0				

¹Average 1997–98 applied duties for each product category. Reductions will be made from the 1997–98 base rate for each tariff line. Most cuts will be made in equal annual increments.

²Average end rate for each product category which will be attained once China phases in all duty reductions agreed bilaterally with the United States. All reductions will be completed by January 1, 2008, with 70 percent of all reductions on industrial goods achieved by 2003 and 98 percent of all industrial duty reductions by 2005. China's agreements with other countries may result in lower rates and shorter staging.

³Includes heaters, ventilators, air conditioners, washers, refrigerators, centrifuges/dryers.

⁴WTO Information Technology Agreement (ITA), implemented in July 1997.

Key Agricultural Tariff Reductions Resulting from the Agreement

Product Description	Base Rate 1997-98 ¹	End Rate ²	Percent Change	Product Description	Base Rate 1997-98 ¹	End Rate ²	Percent Change
Beef	45	12	73.3	Pecans	35	10	71.4
Pork	20	12	40.0	Pistachios	35	10	71.4
Poultry	20	10	50.0	Cheese	50	12	76.0
Oranges	40	12	70.0	Lactose	35	10	71.4
Grapefruit	40	12	70.0	Ice cream	45	19	57.8
Lemons	40	12	70.0	Yogurt	50	10	80.0
Apples	30	10	66.7	Hop cone pellets	30	10	66.7
Cherries	30	10	66.7	Hop extracts	20	10	50.0
Grapes	40	13	67.5	Ginseng	40	10	75.0
Pears	30	10	66.7	Soybean flour	40	15	62.5
Peaches	30	10	66.7	Potatoes: Frozen			
Canned peaches	30	10	66.7	hash browns	25	13	48.0
Raisins	40	10	75.0	Potato flour, meal and flakes	30	15	50.0
Orange/grapefruit juices	35	15	57.1	Potato chips	25	15	40.0
Celery	13	10	23.1	Yellow grease	40	10	75.0
Lettuce	16	10	37.5	Soup	45	15	66.7
Cauliflower	13	10	23.1	Pet food	30	15	50.0
Broccoli	13	10	23.1	Wine	65	20	69.2
Frozen mixed vegetables	13	10	23.1	Protein concentrates	45	10	77.8
Frozen sweet corn	13	10	23.1	Water-based drinks with sugar	65	20	69.2
Tomato paste	25	20	20.0	Other water-based drinks	50	35	30.0
Tomato ketchup	30	15	50.0	Cigarettes	65	25	61.5
Almonds	30	10	66.7	Tobacco	40	10	75.0
Hazelnuts	35	10	71.4				

¹Base rate: 1998 current applied duty from which reductions will be made.

²End rate: End rate that will be attained by January 1, 2004, when China finishes phasing in all agricultural duty reductions agreed bilaterally with the United States. China's agreements with other countries may result in lower rates and shorter staging for some products.

Key Agricultural Tariff Rate Quotas (TRQ)

Product Description	Initial TRQ (million metric tons)	2004 TRQ (million metric tons)	Private Share (percent)	1999 Chinese Imports ³ (metric tons)
Wheat	7.3	9.6	10	448,000
Corn	4.5	7.2	25 growing to 40	70,000
Rice				168,000
Short/medium grain	1.3	2.6	50	
Long grain	1.3	2.6	10	
Cotton	0.743	0.9	67	46,000
Soybean oil ⁴	1.71	3.2	50 growing to 90	804,000

³Import data from China Customs Administration, on a calendar year basis.

⁴TRQ quantity and private share will be phased in by 2005. On January 1, 2006, China will eliminate the TRQ and state trading for soybean oil, with nothing but a 9 percent duty remaining.